

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office APR 21 2006

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed APR 21 2006

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The applicant **Roger Lambert Construction** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **0.05 c.f.s.** second-feet
  - (a) If stored in reservoir give number of acre-feet **n/a**
3. The water to be used for **Commercial Use**
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated **n/a**
  - (b) Stockwater, state number and kinds of animals to be watered **n/a**
  - (c) Other use (describe fully under No. 12. "Remarks") **n/a**
  - (d) Power:
    - (1) Horsepower developed **n/a**
    - (2) Point of return of water to stream **n/a**
5. The water is to be diverted from its source at the following point **Located in the NW¼-SE¼ of Sec 7, T.23N., R.29E., M.D.B.&M. from a point that bears North 33° 49' 31" East, a distance of 3460.63 feet to the NE Corner of said Section 7**
6. Place of Use **Churchill County as per NRS 243.010, 243.015, 243.020, 243.025, and 243.027.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **Drilled Well, Pump, Storage Tank & Distribution System**
9. Estimated cost of works **\$20,00000**
10. Estimated time required to construct works **1 year**
11. Estimated time required to complete the application of water to beneficial use **4 years**

12. Remarks: Application is for Sand & Gravel Production, Dust Control, Washing sand, Gravel Crusher, and a 3800 gal. Water Truck with a consumptive use rate not to exceed 4,000 GPD or 1,460,000 gallons per year.

By s/ Barry Fitzpatrick Barry Fitzpatrick  
178 S. Maine Street  
Fallon NV 89406

Compared mt/dl \_\_\_\_\_ lt/ gkl \_\_\_\_\_

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.05 cubic feet per second, 4.48 acre-feet per year.

Work must be prosecuted with reasonable diligence and be completed on or before:

October 10, 2007

Proof of completion of work shall be filed on or before:

November 10, 2007

Water must be placed to beneficial use on or before:

October 10, 2009

Proof of the application of water to beneficial use shall be filed on or before:

November 10, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 10th day of October, A.D. 2006

Tracy Taylor, P.E.  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_